

REGULAR COUNCIL MEETING
May 6, 2013

Members Present: Douglas Baker, Mayor
Donna Fletcher, Deputy Mayor
Samuel Lyons
James Marshall
Jennifer M. Horne
Ryan Rudegeair
Garnet Wood

Members Excused: None

In Attendance: E. William Gabrys, City Manager
Tracy Jamieson, Deputy Manager
Brian Spaid, Esq., City Solicitor
Darla Hawke, Recording Secretary
Terry Belter, Commission to Remember Our Heroes
Angela Shields, O'Polka & Company
Wendy Sharlow Thompson, Franklin YMCA
C. Robert Bowen, Commission to Remember Our Heroes
David R. Lord, General Authority Chairman
James M. Greenfield, General Authority Solicitor
David MacIntyre, Gannett Fleming, General Authority Engineer
Joe Sporer, Sugarcreek Borough Manager
Suzie Coulter, Sandycreek Township employee
Mark Heim, The Stream
Jeremy Johnson, Venango Newspapers, Inc.

Mayor Baker called the meeting to order at 7:00 PM.

PROCLAMATION

Mayor Baker proclaimed the week of May 5-11, 2013, as Public Service Recognition Week.

ADOPTION OF AGENDA - Resolution No. 61

Mayor Baker requested Item No. 11, "Status Report - Commission to Remember Our Heroes (CROH)," be moved to Item No. 7 and to insert the General Authority Presentation at No. 11. Mr. Marshall moved to approve the agenda, as amended. Mr. Lyons seconded the motion, which passed unanimously.

APPROVAL OF MINUTES

Resolution No. 62 - Mrs. Fletcher moved to approve the minutes of the regular meeting of April 1, 2013, as presented. Mr. Wood seconded the motion, which passed unanimously.

Resolution No. 63 - Mr. Wood moved to approve the minutes of the special meeting of April 29, 2013, as presented. Mr. Rudegear seconded the motion, which passed unanimously.

PAY THE BILLS - Resolution No. 64

Mr. Wood moved to pay the bills as presented. Mr. Rudegear seconded the motion, which passed unanimously.

CITIZENS' INQUIRIES - none.

CERTIFICATE OF APPROPRIATENESS - none.

STATUS REPORT - COMMITTEE TO REMEMBER OUR HEROES

Mr. Bowen thanked Council for their continued support. He noted the committee is comprised of 5 members: Terry Belter, Mary Ann Benton, George Jolley, Sharon Thornton and himself; and 3 past members: Angela Shields, Chuck Martino and Don Owens, who continue to volunteer their time.

Mr. Bowen reported the Honor Roll was updated in 2012, and will continue to be updated every 2 years, or after 10 new names are received. The committee plans to have 2 signature benches placed on either side of the main tablet. The bench on the left will honor those benefactors who donated to the original monument and the one on the right will list the major contributors to the new monument. They hope to have this project finished by Applefest®.

Mr. Bowen announced that Sandycreek Cub Scout Pack 37 have asked to use the monument as a backdrop for their Veterans Flag Retirement Service on Flag Day, June 14, at 6:30 PM. Franklin Boy Scout Troop 34, VETS Honor Guard and Gardinier Funeral Home will also take part in the service.

Mr. Bowen also update Council on the progress of the Logue Fountain in West Park. The water fountain has been removed and will be replaced with a custom, state-of-the-art, black granite fountain. Clarion Monument will build the fountain and deliver it to the site fully constructed. Once the plumbing is finished, the fountain will be ready for use. Because of it's construction, it should need very little future maintenance.

EVERYDAY HEROES COMMUNITY SUPPORT CAMPAIGN - Wendy Thompson

Resolution No. 65 - Mrs. Thompson addressed the Council, thanking them for their 2012 gift (\$1,200) to the Everyday Heroes Annual Support Campaign, held by the Franklin YMCA. She informed them that they had distributed over \$92,000 in membership and program financial assistance last year. She reported that, of the YMCA's 3,100 members, 757 are on financial assistance, adding that no one is turned away due to an inability to pay. Mr. Marshall then moved to donate \$1,200 to the YMCA's Everyday Heroes Annual Support Campaign for

2013. Mr. Lyons seconded the motion, which passed unanimously. Mrs. Thompson thanked the members.

FIRST READING - BILL NO. 4 - AMEND FIRE PENSION ORDINANCE - Resolution No. 66

Mr. Spaid read Bill No. 4, "Amend Fire Pension Ordinance," in its entirety. Mr. Lyons moved and Mr. Wood seconded a motion to pass on First Reading, Bill No. 4, "Amend Fire Pension Ordinance." Motion passed unanimously.

GENERAL AUTHORITY PRESENTATION

Mr. Lord outlined the urgent and immediate needs issues with the sewer system. They included particular stretches of the City's sanitary sewers, an interceptor sewer that links Sugarcreek Borough to the City's sewer line through pipes that cross French Creek at 13th Street, and improvements required at the City's Wastewater Treatment Plant (WWTP).

Mr. Lord noted the following areas were of most concern in terms of financial aspects:

- The Long-term Control Plan (LTCP), which is required by both the Department of Environmental Protection (DEP) and the Environmental Protection Agency (EPA), establishes the terms under which the City can discharge treated wastewater into waterways, monitors multiple projects that target reduction of Combined Sewer Overflows (CSO), and must be completed within 2-3 years. Cost estimate of the project \$450,000-500,000.
- 13th Street Siphon, which carries all sanitary & Combined Sewer Flows from 3rd Ward, Oak Hill & 50% of Rocky Grove, consists of 3 barrels (2-10" and 1-8") that cross French Creek. One of the 3 pipes, which has plugged repeated over the years, is now beyond repair. As a result, the system is operating at only 71% capacity and could present the possibility of an overflow, which could lead to heavy fines from DEP. Cost estimate of the project is \$1-1.2 million, with Sugarcreek Borough being responsible for 29%, leaving the City to fund the remaining \$900,000±.
- In addition, 24,330 linear feet of the City's 193,000 linear feet of sanitary and combined sewers are in need of repair, rehabilitation or replacement. Cost for repairs are estimated at \$3-4 million.
- He noted that analyses are done by the National Association of Sewer Service Co. (NASSCO) system on a rating scale, with 5 being the lowest rating. Class 5 means defects requiring immediate attention - structural failure (complete or partial) with current or likely flow obstruction within approximately 2-5 years. He reported the City currently has 3,207 feet of class 5 defects which need immediate attention. Cost estimate is \$500,000-600,000. In addition, there are 5,760 feet of Class 5/Critically located and Class 4 lines showing signs of structural failure that are expected to last only an additional 5-10 years. He reminded Council this data is from 2008-2009 and is already 4+ years old. Cost estimate is \$800,000-900,000.

- Mr. Lord also reported that a project to replace the activated sludge aeration tank and repair the steel superstructure at the City's WWTP is currently in the works. Cost estimate approximately \$700,000 (Sugarcreek shares 29%).

Other Wastewater Treatment Projects needed are:

2013-2014: Replace Raw Sewage Pumps - \$80,000
2014: Replace Sludge Press, which requires building modifications - \$300-400,000 (Sugarcreek 29%)
2014-2015: Install Grit Chamber - \$500-600,000
2015-2016: Replace SCADA Control System - \$150-175,000
Install Septage Induction System - \$125-160,000 (Sugarcreek 29%)
2016-2017: Chlorine Contact Tank Repair - \$200-260,000
2017-2018: Maintenance Building - \$150,000 (Sugarcreek 29%)

In addition, Mr. Lord mentioned other costs that must be addressed as well. Monitoring Costs (Operational Expense resulting from LTCP mandate and related to the City's CSOs): Must repay \$185,000+ to designated bond funds, which was paid from construction & escrowed for repairs in Sewer Network.

Annual Engineer's Report (Operational expense previously paid from construction bond funds) must be re-paid. (Sugarcreek 32.9%)

Mrs. Shields estimated the total cost of all the projects through 2021 at approximately \$10.5 million, including inflation, which she estimated at 3% per year.

According to Mr. Greenfield, the capital projects will have to be financed by borrowing, refinancing and increasing rates for the approximately 3,100 customers.

Council was not prepared to act on any funding decisions at this time and Mr. Gabrys indicated he would like a chance to determine whether some cost savings could be realized by pursuing other funding vehicle combinations. As a result, Council agreed to take some time to review and make a decision soon.

LIQUID FUELS - STREETS - Resolution No. 67

Mr. Gabrys discussed the need for several paving projects, some which could be done with Liquid Fuels and some from other funding sources. However, in light of some of the project areas being included in the General Authority's future plans, he indicated that some of the paving plans should be reviewed. He did, however, give Council an overview of his initial thoughts on a total paving package. They include:

- Use Liquid Fuels to: finish paving the 1000 block of Buffalo Street & mill and install base only on the 200 block of Elk Street.
- Reprogram FY-2011 CDBG funds that are leftover from the Miller-Sibley Pool Slide Project and Demolition to mill and pave the 400 and 500 blocks of 13th Street.
- Use Professional Building monies to pave areas of parking up at the Professional Building.
- Use Parking Meter Sinking Fund monies to pave Parking Lot C.

Mr. Gabrys further noted that, in order to reprogram the CDBG monies into a new activity, the City would need to hold a Public Hearing. Also noted was the fact that the upcoming 2013 CDBG Program would also require a Public Hearing. Mr. Gabrys suggested holding the two public hearings, as well as a special Council meeting to further discuss both the paving plan and the General Authority presentation on borrowing and rate increases, and any other business. Mrs. Fletcher moved to hold two Public Hearings and a special meeting on May 20, 2013 at 4 PM, for the reasons stated above. Mr. Rudegeair seconded the motion, which passed unanimously.

PARADE & PARK REQUESTS

Resolution No. 68 - Mrs. Fletcher moved and Mr. Lyons seconded a motion to approve the following requests:

- May 12, 2013 • Harold T. Beck • Seneca Nation Journey of Perpetual Peace • Bandstand Park
- May 31, 2013 • Child Development Center • Preschool Graduation • Bandstand Park
- June 14, 2013 • Elks Lodge #110 • Flag Day Service • Bandstand Park
- June 14, 2013 • Cub Scout Pack 37 • Flag Retirement Ceremony • Bandstand Park
- July 6, 2013 • Jane Richey • Independence Tea Party Rally • Bandstand Park

Motion passed unanimously.

REPORTS

Manager

- Resolution No. 69 - Reported he had received the Council on Greenways & Trails invoice for the 2013 member participation fee and membership agreement. Mrs. Fletcher moved and Mr. Wood seconded a motion to continue the City's support at a cost of \$2,000 and to formalize the agreement. Motion passed unanimously.
- Reported that the Ordinance covering the process to use the City parks and streets would need to be updated in order to give City Council final approval for each request. He will discuss any other changes to the present ordinance with City staff.
- Resolution No. 70 - Requested permission to replace the City Police Department's handheld radios, one base radio and the equipment that goes with them in order to

change their frequency from UHF to VHF to coincide with other departments. Mrs. Fletcher so moved. Mr. Lyons seconded the motion, which passed unanimously.

Solicitor

- Resolution No. 71 - Mrs. Fletcher moved and Mr. Rudegear seconded a motion to authorize, empower and direct the proper officers of the City of Franklin to execute an agreement with H.A. Berkheimer, Inc., as the exclusive tax collector for the collection of delinquent per capita taxes for the City of Franklin. Motion passed unanimously.
- Resolution No. 72 - Mr. Lyons moved and Mr. Rudegear seconded a motion to appoint Mrs. Cheryl Carson, Finance Director, as liaison between the City of Franklin and H.A. Berkheimer, Inc. Motion passed unanimously.
- Advised Council there was a Zoning Hearing scheduled for May 9, 2013 to hear a request for a group daycare. Council did not feel he needed to attend.
- Would need an executive session to discuss personnel.

Mayor • Appointments

- Resolution No. 73 - Mayor Baker moved to reappoint Mark Livezey to the Redevelopment Authority. Mrs. Fletcher seconded the motion, which passed unanimously.
- Resolution No. 74 - Mayor Baker moved to reappoint Roxanne Spaid to the Shade Tree Commission. Mr. Wood seconded the motion, which passed unanimously. [Mr. Spaid reported that the trees along Liberty Street have been infected with Emerald Ash Borer. The Shade Tree Commission will be working on this problem.]
- Resolution No. 75 - Mayor Baker moved to appoint Mathew Beith to the Historic & Architectural Review Board. Mr. Rudegear seconded the motion, which passed unanimously. [Mayor Baker noted that Mr. Beith is a local real estate agent, one of which is required to be on the Board.]

COUNCIL REPORTS

Donna Fletcher

- Feels the current refuse company is doing a sub par job in picking up the City's garbage in a timely manner. Mr. Marshall agreed, noting, the company seems to be starting much later than they have in the past, which leaves garbage out on the streets longer. Mayor Baker also noted they have not been emptying the cans along Liberty Street in a timely manner, as they always appear to be stuffed and overflowing with garbage. Mr. Gabrys will look into the matter.
- Asked if the City could take advantage of selling parking spaces in its downtown parking lots during Applefest®. Mr. Gabrys advised this matter has been discussed, and will come back to Council with a recommendation, after conferring with staff.

Sam Lyons

- Reported that Karen Miller, Franklin YMCA Aquatics Director, has spearheaded the painting of the Miller-Sibley Pool, with help from the Franklin Rotary and volunteers. She has been spending 10-12 hours a day working at the site. The floor is also in bad shape and will need to be redone. Mr. Lyons was advised that the City will pay for all supplies. Council voiced their appreciation for Mrs. Miller's efforts.
- When asked, Mr. Lyons reported that, as the free bus rides to the pool were not taken advantage of last year, they would not be offering them this year.

EXECUTIVE SESSION - Resolution No. 76

Mrs. Fletcher moved to enter into executive session at 9:21 PM to discuss personnel, and negotiations. Mr. Lyons seconded the motion, which passed unanimously. The executive session ended at 9:28 PM.

ADJOURNMENT - Resolution No. 77

There being no further business to come before the Council at this time, Mrs. Fletcher moved and Mr. Rudegeair seconded a motion the meeting was adjourned at 9:28 PM.

Respectfully submitted,

Darla Hawke, Recording Secretary